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| 7  |   |                                   |
| 8  | UNITED STATES DISTRICT COURT  |                                   |
| 9  | CENTRAL DISTRI  | CT OF CALIFORNIA                  |
| 10 |   |                                   |
| 11 | DOUGLAS WAYNE MCCRAY,   | ) NO. CV 08-6100-AHM (MAN)        |
| 12 | Petitioner,   | )                                 |
| 13 | V.  | ) JUDGMENT                        |
| 14 | WARDEN MARTEL,  | )                                 |
| 15 | Respondent.   | )                                 |
| 16 |   | )                                 |
| 17 |   |                                   |
| 18 | Pursuant to the Court's   | Order Dismissing Petition Without |
| 19 | Prejudice,  |                                   |
| 20 |   |                                   |
| 21 | IT IS ADJUDGED that the above-captioned action is dismissed without |                                   |
| 22 | prejudice, for failure to exhaust                                   | available state remedies.         |
| 23 |   | 10 .41 0                          |
| 24 | DATED: October 17, 2008   | a Kalland III                     |
| 25 |   | N. Olandrichion                   |
| 26 |   | A. HOWARD MATZ                    |
| 27 | Make JS-6   | UNITED STATES DISTRICT JUDGE      |
| 28 |   |                                   |